

17449 JFW

PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)		Docket Number: 35553.0000
In re Application of Robert E. Duthie, Jr.		
Application Number 09/903,825		Filed July 11, 2001
For Micro-Organism Reduction In Liquid By Use Of A Metal Halide Ultraviolet Lamp		
Group Art Unit 1744	Examiner E. L. McKane	



This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above identified application.

The requested extension and appropriate non-small entity fee are as follows (check time period desired):

- ☐ One month (37 CFR 1.17(a)(1)) \$ _____
☒ Two months (37 CFR 1.17(a)(2)) \$ 430
☐ Three months (37 CFR 1.17(a)(3)) \$ _____
☐ Four months (37 CFR 1.17(a)(4)) \$ _____
☐ Five months (37 CFR 1.17(a)(5)) \$ _____

☒ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount shown above is reduced by one-half, and the resulting fee is: \$ 215

☒ A check in the amount of the fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☐ The Director has already been authorized to charge fees in this application to a Deposit Account.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number 08-2442. I have enclosed a duplicate copy of this sheet.

I am the ☐ applicant/inventor.

☐ assignee of record of the entire interest. See 37 CFR 3.71.

Statement under 37 CFR 3.73(b) is enclosed (Form PTO/SB/96)

☒ attorney or agent of record.

☐ attorney or agent acting under 37 CFR 1.34(a).

Registration number if acting under 37 CFR 1.34(a): _____

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

November 23, 2004
Date

Martin G. Linihan
Signature

716-848-1367
Telephone Number

Martin G. Linihan
Typed or printed name

NOTE: Signature of all the inventors or assignees of record of the entire interest or their representatives are required. Submit multiple forms if more than one signature is required, see below.

☐ Total of _____ forms are submitted.

CERTIFICATE OF MAILING (37 CFR 1.8(a))

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Date November 23, 2004

Martin G. Linihan
(Type or print name of person mailing paper)
Martin G. Linihan
(Signature of person mailing paper)

Application Number	09/903,825
Filing Date	July 11, 2001
First Named Inventor	Robert E. Duthie, Jr.
Examiner Name	E. L. McKane
Group/Art Unit	1744
Attorney Docket Number	35553.0000

TOTAL AMOUNT OF PAYMENT	(\$)215
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METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None

☐ Deposit Account: Deposit Account Number: 08-2442
Deposit Account Name: Hodgson Russ LLP

The Director is hereby authorized to (check all that apply)

☐ Charge fee(s) indicated below

☐ Charge any fee deficiencies or credit any overpayments

☐ Charge any additional fees during pendency of this application.

☐ Charge fees indicated below, except for the filing fee to the above-identified deposit account

FEE CALCULATION

1. BASIC FILING FEE	
Large Entity	Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
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1001	790	2001	395	Utility filing fee	\$
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1002	350	2002	175	Design filing fee	\$
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1003	550	2003	275	Plant filing fee	\$
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1004	790	• 2004	395	Reissue filing fee	\$
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1005	160	2005	80	Provisional filing fee	\$
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SUBTOTAL (1)	\$0
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2. EXTRA CLAIM FEES FOR UTILITY/ REISSUE				Fee Paid
		Extra Claims	Fee from below	
Total Claims	// -20** =	// x	// =	\$

Independent Claims // - 3** = // / x // / = \$

Multiple dependent	/ / x / / =	\$
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<u>Large Entity</u>		<u>Small Entity</u>		
Fee	Fee	Fee	Fee	
Code	(\$)	Code	(\$)	Fee Description

1202	18	2202	9	Claims in excess of 20
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1201	88	2201	44	Independent claims in excess of 3
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1203	300	2203	150	Multiple dependent claim if not paid
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1204	88	2204	44	**Reissue independent claims over original patent
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1205	18	2205	9	**Reissue claims in excess of 20 and over original patent
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SUBTOTAL (2)	\$0
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SUBMITTED BY:
Martin G. Linihan / *[Signature]* Reg. No. 24826

SIGNATURE *Vladimir G. Kravchenko*

DATE: November 23, 2004 Telephone: (716) 848-1367

P.O. Box 1450, Alexandria, Virginia 22313-1450, on November 23, 2001.

Martin G. Linihan

Name	Signature
DEL CROCE, JAMES J.	

3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	\$
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	\$
1053	130	1053	130	Non-English specification	\$
1812	2,520	1812	2,520	For filing a request for <i>ex parte</i> reexamination	\$
1804	920*	1804	920*	Requesting Publication of SIR prior to Examiner Action	\$
1805	1,840*	1805	1,840*	Requesting Publication of SIR after Examiner Action	\$
1251	110	2251	55	Extension for reply within first month	\$
1252	430	2252	215	Extension for reply within second month	\$215
1253	980	2253	490	Extension for reply within third month	\$
1254	1,530	2254	765	Extension for reply within fourth month	\$
1255	2,080	2255	1,040	Extension for reply within fifth month	\$
1401	300	2401	150	Notice of Appeal	\$
1402	340	2402	170	Filing a brief in support of an appeal	\$
1403	300	2403	150	Request for oral hearing	\$
1451	1,510	1451	1,510	Petition to institute a public use proceeding	\$
1452	110	2452	55	Petition to revive - unavoidable	\$
1453	1,370	2453	685	Petition to revive - unintentional	\$
1501	1,370	2501	685	10 advance copies Utility issue fee (or reissue)	\$ \$
1502	490	2502	245	Design issue fee	\$
1503	660	2503	330	Plant issue fee	\$
1460	130	1460	130	Petitions to the Commissioner	\$
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	\$
1806	180	1806	180	Submission of Information Disclosure Statement	\$
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	\$
1809	790	2809	395	Filing a submission after final rejection(37 CFR 1.129(a))	\$
1810	790	2810	395	For each add'l invention to be examined(37 CFR1.129(b))	\$
1801	790	2801	395	Request For Continued Examination (RCE)	\$
1802	900	1802	900	Request for Expedited Examination of a design application	\$
Other fee (specify) _____					
*Reduced by basic filing fee paid					
SUBTOTAL (3)					\$215

I hereby Certify that this Correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on November 23, 2008.

Martin G. Linihan

Name
BFLODOCS 1069395 v1

Signature

November 23, 2004

Date of Signature